



**Minutes for Meeting of  
Thursday, September 13, 2012**

**Item 1: Call to Order**

Commission Chair Clyde Fuller called the meeting to order at approximately 5:00 p.m.

**Item 2: Roll Call**

Present – Commission Chair Fuller, Vice Chair William Howatt, Commissioners Lee Biddle, Faye Detsky-Weil, John O’Neill, and Bud Wetzler

Excused: Commissioner Deborah Cochran

Staff – Executive Director Stacey Fulhorst, General Counsel Christina Cameron, Program Manager Steve Ross, Investigator Lauri Davis, Auditor Rosalba Gomez and Administrative Aide Jennifer Duarte

**Item 3: Approval of Commission Minutes**

**Approval of Ethics Commission Minutes of August 9, 2012**

Motion: Approved  
Moved/Seconded: O’Neill/Howatt  
Vote: Carried Unanimously  
Abstained: Detsky-Weil  
Excused: Cochran

**Item 4: Non-Agenda Public Comment**

None

**Item 5: Commissioner Comment**

None

**Item 6: Executive Director Comment**

Executive Director Fulhorst stated that she will be presenting the second round of proposed changes to the City's campaign laws to the Rules Committee on Wednesday, September 19<sup>th</sup>. She also gave an update on the first round of proposed changes necessitated by the *Thalheimer* litigation that were presented to the Rules Committee in May. Although the Committee directed the first round to be docketed at City Council within 60 days, the City Attorney is still reviewing the proposals related to political party contribution limits. Ms. Fulhorst noted that she plans to advise the Rules Committee that the Ethics Commission will be combining parts one and two into a single ordinance for Council consideration, and that the Council must approve the amendments by October in order to make these changes effective January 1. She will also point out that if the City Council is not able to move forward and adopt new limits for political party contributions when the amendments are docketed in October, the City will continue to have no limits in place until they are ready to take action.

Ms. Fulhorst provided an update on Assembly Bill 1648 which was pending when the Commission was working on the last round of changes to the campaign laws. The bill would have required all committees throughout the state to disclose the top three contributors of \$10,000 or more on their campaign ads. Ms. Fulhorst reported that the bill was passed by the Assembly and when it made its way to the Senate, the Senate amended it to make it a statewide ballot measure; however, the Senate did not take action before the deadline and it did not make it onto the November ballot. Therefore, the bill is essentially dead.

Ms. Fulhorst reminded the Commission that the visit by Ann Ravel, Chair of the Fair Political Practices Commission (FPPC), has been rescheduled to December. In addition to addressing the Commission at its evening meeting, Ms. Ravel has decided to bring the FPPC's December meeting to San Diego, which will be held at 10:00 a.m. at the County administration building.

**Item 7: General Counsel Comment**

None

**Item 8: Adjourn to Closed Session.**

Commission Chair Fuller adjourned the meeting to closed session at approximately 5:10 p.m. He stated the Commission would reconvene into open session following the conclusion of closed session in order to report any action taken during the closed session portion of the meeting.

## **Reconvene to Open Session**

Commission Chair Fuller called the meeting back into open session at approximately 5:45 p.m.

## **Reporting Results of Closed Session Meeting of September 13, 2012**

Ms. Cameron reported the results of the closed session meeting of September 13, 2012:

### **Item-1: Conference with Legal Counsel (3 potential matters)**

#### **Case No. 2012-50 - In Re: Alleged Failure to Properly File Campaign Statements**

Motion: Initiate Investigation  
Moved/Seconded: Howatt/Detsky-Weil  
Vote: Carried Unanimously  
Excused: Cochran

#### **Case No. 2012-51 - In Re: Alleged Solicitation of Campaign Contribution from an Organization**

Motion: Initiate Investigation  
Moved/Seconded: Wetzler/Howatt  
Vote: Carried Unanimously  
Excused: Cochran

#### **Case No. 2012-52 - In Re: Alleged Misuse of City Position or Resources**

Motion: Initiate Investigation  
Moved/Seconded: O'Neill/Wetzler  
Vote: Carried Unanimously  
Excused: Cochran

### **Item 2: Conference with Legal Counsel (1 potential matter)**

#### **Case No. 2012-22 - In Re: Alleged Failure to File Campaign Statements**

No reportable action

**Item 3: Conference with Legal Counsel (1 potential matter)**

**San Diego Ethics Commission Audit Report: Working Family Issues to support Proposition D., a sponsored committee of the San Diego and Imperial Counties Labor Council, AFL-CIO**

Motion: Accept Final Audit Report  
Moved/Seconded: Biddle/O'Neill  
Vote: Carried Unanimously  
Excused: Cochran

**Adjournment**

The meeting adjourned at approximately 6:00 p.m.

[REDACTED]

[REDACTED]

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Clyde Fuller, Commission Chair  
Ethics Commission

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Jennifer Duarte, Administrative Aide  
Ethics Commission

***THIS INFORMATION WILL BE MADE AVAILABLE IN ALTERNATIVE FORMATS UPON REQUEST.***